

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

November 14, 2008

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

PSF No.: 08OD-170

Oahu

Set Aside to Department of Land and Natural Resources, Division of Aquatic Resources for Artificial Reef Purposes; Kalaeloa, Ewa, Oahu, Tax Map Key (1) 9-1-013 seaward.

APPLICANT:

Department of Land and Natural Resources, Division of Aquatic Resources

LEGAL REFERENCE:

Section 171-11, Hawaii Revised Statutes (HRS), as amended.

LOCATION:

Portion of submerged lands off Kalaeloa, Ewa, Oahu, identified as Tax Map Key: (1) 9-1-013: seaward, as shown on the map attached as Exhibit A.

AREA:

108 acres, more or less, to be determined by the Department of Accounting and General Services, Survey Division.

ZONING:

State Land Use District: Conservation

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution:

YES ____ NO X ____

CURRENT USE STATUS:

Vacant and Unencumbered

PURPOSE:

Artificial Reef Purposes

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

The Final Environmental Impact Statement acceptance notice for the subject project was published in the OEQC's Environmental Notice on November 23, 2007.

APPLICANT REQUIREMENTS:

Not Applicable. The Applicant has provided the required information.

REMARKS:

The State of Hawaii Department of Land and Natural Resources, Division of Aquatic Resources (DAR) is proposing to construct an artificial reef site on the seafloor located approximately 1.25 miles from Kalaeloa, consisting of approximately 108 acres. This proposed artificial reef site would be located between depths of 60-120 feet within an area that is mostly devoid of coral and valuable marine habitat.

DAR has obtained a Conservation District Use Permit (CDUP) No. 3450. A Final Environmental Impact Statement (FEIS), was published in the November 23, 2007 edition of The Environmental Notice, and it covers the installation of the first increment of artificial reef located within the site boundaries. The artificial reef will consist of two separate piles of concrete Z-blocks emplaced on the ocean floor spaced approximately 50 to 100 feet apart, covering an approximate area of 8,000 square feet of seafloor.

The proposed use of this project will create a large reef habitat area capable of hosting diverse marine communities. DAR believes that this project will directly benefit Oahu's fishing and marine recreational activities by providing the required shelter and surface areas needed for establishing a successful marine habitat.

Staff did not solicit comments from other governmental agencies, including the Office of Hawaiian Affairs, as those agencies have submitted their comments during the environmental assessment process.


RECOMMENDATION:

That the Board:

Approve of and recommend to the Governor the issuance of an executive order setting aside the subject submerged lands to the Department of Land and Natural Resources, Division of Aquatic Resources under the terms and conditions cited above, which are by this reference incorporated herein and subject further to the following:


- A. The standard terms and conditions of the most current executive order form, as may be amended from time to time;
- B. Disapproval by the Legislature by two-thirds vote of either the House of Representatives or the Senate or by a majority vote by both in any regular or special session next following the date of the setting aside;
- C. Review and approval by the Department of the Attorney General; and
- D. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



Timothy Chee
Land Agent

APPROVED FOR SUBMITTAL:



Laura H. Thielen, Chairperson



EXHIBIT "A"

